

MEETING MINUTES CITY OF MILPITAS

Minutes of: Regular Meeting of Milpitas City Council
Date: Tuesday, January 20, 2015
Time: 7:00 PM
Location: Council Chambers, Milpitas City Hall,
455 East Calaveras Blvd., Milpitas

CALL TO ORDER

Mayor Esteves called the meeting to order at 7:09 PM. The City Clerk noted the roll.

PRESENT: Mayor Esteves, Vice Mayor Montano, Councilmembers Barbadillo, Giordano and Grilli

ABSENT: Councilmember Barbadillo was absent at roll call. He arrived in Closed Session at 6:04 PM.

CLOSED SESSION

City Council convened in Closed Session to discuss litigation and labor negotiations.

City Council then convened in Open Session at 7:15 PM.

ANNOUNCEMENT

City Attorney Mike Ogaz announced out of closed session that the Council reached agreement with three labor groups including with (1) Mid-management Confidential group ending on June 30, 2016, including a 4% restoration of employer PERS deduction upon adoption and a 4% PERS restoration on July 1, 2015; with (2) Milpitas Employees Association ending June 30, 2016 including a 6.5% salary restoration upon adoption and a 3.5% salary restoration July 1, 2015, and the contract may be extended one year with a 3% salary increase at the discretion of the City Manager at the end of the term (until June 30, 2017), conditioned along with dismissal of a pending Public Employment Relations Board (PERB) charge; and, with (3) Professional and Technical group, until June 30, 2016 including a 4% restoration of employer PERS contribution and a 4% restoration July 1, 2015. All three Memorandums of Understanding (MOU) contain a variety of other minor terms, and would be on file at the City Clerk's office 10 days before a final vote of approval. City Council would vote at the next regular meeting on February 3, 2015 on all three MOUs.

PLEDGE

Boy Scouts Troop No. 92 presented the flags and led the pledge of allegiance.

INVOCATION

Mayor Esteves invited Bishop Riker from the Church of Latter Day Saints covering Milpitas, commonly known as the Mormon church, to provide the invocation prayer.

MEETING MINUTES

Motion: to approve two sets of minutes from the January 6, 2015 City Council meetings (Study Session and the regular meeting)

Motion/Second: Councilmember Giordano/Vice Mayor Montano

Motion carried by a vote of: AYES: 5
NOES: 0

SCHEDULE OF MEETINGS

Motion: to approve Council Calendar/Schedule of Meetings for January and February 2015, as amended

City Manager Tom Williams announced that the Parks, Recreation and Cultural Resources Commission would hold a special meeting on January 21, 2014 at 7:00 PM in the Committee Room at City Hall.

Motion/Second: Councilmember Giordano/Vice Mayor Montano

Motion carried by a vote of: AYES: 5
NOES: 0

PUBLIC FORUM

Linda Arbaugh, President of Friends of the Library, invited the City Council to join her organization and to attend the upcoming Friends Library Book Sale at the next weekend. Early entry on Friday, January 3, 2015 from 7 – 9 PM was open for members only.

Voltaire Montemayor, Milpitas resident, wanted a singing hall for a singing contest in an auditorium. He suggested having “American Idol” in the park.

Robert Marini, Milpitas resident, referred to a notice he received in the mail regarding Newby Island landfill which wanted to expand its dump. Milpitas was doing nothing about it, except increasing housing units and more use of water resources.

Councilmember Giordano responded that odor control was a hot issue right now and the City Council had been very pro-active, but could not discuss publicly some items. A new report would be made to the public on an upcoming agenda.

Rob Means, 1421 Yellowstone resident, did not agree with all of what Mr. Marini said. Population of the world and the city was going up. There was a need to take care of increasing population, with increased resource needs, so changes were needed. He urged reduced consumption with more recycled content.

ANNOUNCEMENTS

City Manager Tom Williams announced that Flextronics, a Milpitas company, would host its internal “Town Meeting” for employees soon when select City staff would give an overview about the City including services offered to those employees on Wednesday, January 21 at 2:30 PM. Staff included the Economic Development Manager and others.

ANNOUNCEMENT OF CONFLICT OF INTEREST AND CAMPAIGN CONTRIBUTIONS

City Attorney Ogaz asked the Mayor and Councilmembers if they had any personal conflicts of interest or reportable campaign contributions. No conflicts or contributions were reported.

APPROVAL OF AGENDA

Motion: to approve the agenda, as amended

City Manager Tom Williams reported that staff requested to remove agenda item no. 5, regarding acceptance of Pinewood Park from this agenda, to be heard at a future Council meeting.

Motion/Second: Councilmember Giordano/Vice Mayor Montano

Motion carried by a vote of: AYES: 5
NOES: 0

CONSENT CALENDAR

Motion: to approve the Consent Calendar items (noted by *asterisk), as submitted

Motion/Second: Councilmember Giordano/Councilmember Grilli

Motion carried by a vote of: AYES: 5
NOES: 0

*** 2. PRCRC Work Plan**

Approved the Parks, Recreation and Cultural Resources Commission 2015 Work Plan.

*** 3. Appointments**

Community Advisory Commission:

Appointed Ashish Kathapurkar as a regular, voting member to a term that will expire in January of 2019.

Appointed Ashok Sharma as a regular, voting member to a term that will expire in January of 2018.
Appointed Mike Bilbao as Alternate No. 1 to a term that will expire in January of 2017.

Parks, Recreation and Cultural Resources Commission:

Appointed Bhupinder (Bill) Singh as a regular, voting member to a term that will expire in June of 2017.
Appointed Satish Bansal as Alternate No. 1 to a term that will expire in June of 2016.

- * 4. Commissioners Recognition 2015
Approved the 2015 Commissioners Recognition Event as a catered luncheon to be held at the Milpitas Community Center on Saturday, April 25, 2015 from 11:30 am to 1:30 pm, at a cost that will not exceed \$8,000.
- * 5. Initial Acceptance of Park
Item was removed the agenda, for consideration in the future.
- * 6. Resolution
Adopted Resolution No. 8438 awarding and approving a contract with JP Graphics, Inc. for the annual not-to-exceed amount of \$70,000.00 with the option for annual renewals not-to-exceed a total contract term of five years.
- * 7. Resolution
Adopted Resolution No. 8439 amending the City of Milpitas Classification Plan to reestablish a Public Works Director and a City Engineer with annual salary ranges of \$152,199 - \$185,000. Approved the budget appropriation of \$68,000 to the Engineering Department budget.
- * 8. Resolution
Adopted Resolution No. 8440 in support of Project Blue Light during the holiday season and the month of January to honor fallen police officers and those presently serving the police force.
- * 9. Resolution
Approved Amendment No. 1 to the consultant agreement with CalRecovery for On-Call Services in the amount of \$35,000. Approved a budget appropriation from the Solid Waste Fund in the amount of \$35,000.
- *10. Payment to CRW
Authorized payment of annual support and maintenance to CRW (for Building Permit and Land Management Software) in the amount of \$22,000.00.
- *11. Payment to Lyon Communities
Received report of emergency removal of playground equipment from Apex Park and authorize staff to pay Lyon Communities invoices totaling \$52,942.53 for repair work.

REPORT OF MAYOR

- 1. New Ad Hoc Committee Appointments
Mayor Esteves expressed his recommendation to appoint nine people to a Committee to make recommendations to the City Council about possible changes to campaign finance regulations in the local municipal code. He had identified nine of the people who had contacted the City Clerk expressing an interest to serve.

He said the vote would be by the Council with at least three votes majority. If one did not get three votes, then Council could make its own recommendation for another member.

Councilmember Grilli thanked the Mayor for creating a fair process. She liked the chance to ask applicants questions, and for putting it out to the community. She noted that one resident, Heidi Wolf, reported to her that she had sent an e-mail to the City Clerk, but it was not received.

Councilmember Giordano felt it was exciting that 14 people were interested. She asked to separate the vote, by removing Rajeev Madnawat from the list, and vote on all the others first as one vote, which she then moved to do.

Mayor Esteves responded that he would thus recommend the eight remaining names.

Vice Mayor Montano said this topic was not a local problem only, rather it was statewide and a national problem where corporations have huge amounts of money they put into election campaigns. If it was tackled on a local level, it could really help the election process, she believed.

Motion: to appoint these eight Milpitas residents, as recommended by Mayor Esteves, to the new Committee Finance Reform Committee: Bill Ferguson, Lokesh Krishnarajpet, Martha Lamdin, Syed Mohsin, Bob Nunez, Althea Polanski, Marty Riker, and Rohit Sharma

Motion/Second: Mayor Esteves/Councilmember Grilli

Motion carried by a vote of: AYES: 5
NOES: 0

Motion: to appoint Rajeev Madnawat, as recommended by Mayor Esteves, to the new Committee Finance Reform Committee

Motion/Second: Mayor Esteves/Vice Mayor Montano

Motion carried by a vote of: AYES: 3
NOES: 2 (Giordano, Grilli)

ADJOURNMENT

Mayor Esteves adjourned the City Council meeting at 7:53 PM.

The foregoing minutes were approved by the Milpitas City Council on February 3, 2015.

Mary Lavelle
Milpitas City Clerk